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Attorneys for Defendant
MARINE TERMINALS CORPORATION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JAMES TROY WALKER,

Plaintiff,

v.

PACIFIC MARITIME ASSOCIATION;
INTERNATIONAL LONGSHORE
UNION LOCAL 10; MARINE
TERMINALS CORPORATION;
PACIFIC C&H SUGAR,

Defendants.

No. C07-03100 BZ

DECLARATION OF KEN AULETTA
IN SUPPORT OF MOTION TO
DISMISS ENTIRE ACTION OF
DEFENDANT MARINE TERMINALS
CORPORATION [PURSUANT TO
F.R.C.P. RULE 12(b)(6)]

Date: September 19, 2007
Time: 10:00 AM
Courtroom: G, 15th Floor
Magistrate Judge Bernard Zimmerman

I, KEN AULETTA, declare as follows:

1. I declare that the matters set forth herein are of my own personal knowledge and if called to testify, I can competently testify hereto.

2. I am the Corporate Human Resources Director of MTC Holdings, which is the parent company of defendant, Marine Terminals Corporation, one of the defendants in the above-entitled action.

3. James Walker has already filed a longshore action against Marine Terminals Corporation entitled, James Walker vs. Marine Terminals Corporation, et al., which is a longshore action under Case No. 2005-LHC-1474 and OWCP No. 13-101312. Attached as Exhibit 1 hereto is a "Notice of Change in Trial Location," dated

1 March 22, 2007, confirming the rescheduling of the trial in this worker's compensation
2 matter.

3 I, KEN AULETTA, declare under penalty of perjury that the foregoing is true and
4 correct and that this declaration was executed on July 10, 2007, at San Francisco,
5 California.

6 
7 KEN AULETTA

9925 KGT/KGT

U.S. Department of Labor

Office of Administrative Law Judges
50 Fremont Street - Suite 2100
San Francisco, CA 94105

(415) 744-6577
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Issue Date: 22 March 2007

CASE NO. 2005-LHC-1474

OWCP NO. 13-101312

In the Matter of:

JAMES WALKER,
Claimant,

vs.

MARINE TERMINALS CORP.,
Employer,

and

MAJESTIC INSURANCE CO.,
Carrier.



NOTICE OF CHANGE IN TRIAL LOCATION

This claim arises under the Longshore and Harbor Workers' Compensation Act, as amended ("the Longshore Act"), 33 U.S.C. Section 901 *et seq.* A Notice Rescheduling Trial Date was issued in this matter, resetting this matter for April 23, 2007, to continue to conclusion on April 25, 2007, in San Francisco, California.

The parties are hereby notified of a change in trial location. The trial will be held at:

ALREADY CALLED. ALL

(change from

SC/04-5 to

SF/US Ct of Appeals)

U.S. Court of Appeals for the Ninth Circuit

Courtroom #2 (3rd Floor)

95 - 7th Street

San Francisco, California

ANNE BEYTIN TORKINGTON
Administrative Law Judge

ABT:vc

EXHIBIT

1

SERVICE SHEET

Case Name: WALKER_JAMES_T_v_MARINE_TERMINALS_COR_

Case Number: 2005LHC01474

Document Title: Notice of Change in Trial Location

I hereby certify that a copy of the above-referenced document was sent to the following
this 22nd day of March, 2007:


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LEGAL ASSISTANT

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